

"An Act relating to improvement of the marketing opportunities of sweet potatoes grown in Texas and to the protection of consumers of sweet potatoes by a prompt and efficient program for inspection and classification of sweet potatoes at reasonable cost; providing a savings clause; and declaring an emergency."

To the Committee on Agricultural Affairs.

By Senator Corbin:

S. B. No. 329, A bill to be entitled "An Act designed to contribute to the control and prevention of diseases which may be normally transmitted through the medium of food, drink, or utensils, dishes, and serving implements used in connection therewith; defining the term 'food'; prohibiting certain performances and employment of persons infected with transmissible conditions of disease; providing for sanitary requirements and examinations of certain employees and persons; authorizing incorporated cities (including home rule cities) to enact ordinances incidental hereto; providing a penalty for violation of this Act; repealing Chapter 356, Acts of the 45th Legislature, Regular Session, 1939 (codified as Article 705c in Vernon's Texas Penal Code) and all amendments thereto; repealing all other laws in conflict herewith; providing for severability; and declaring an emergency."

To the Committee on Public Health.

### Adjournment

On motion of Senator Hardeman the Senate at 12:23 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

### THIRTY-FIRST DAY

(Thursday, March 10, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Ashley	Kazen
Bracewell	Kelley
Colson	Latimer
Fly	Lock
Fuller	Martin
Hardeman	McDonald

Moffett  
Moore  
Owen  
Parkhouse  
Phillips  
Ratliff  
Roberts

Rogers  
of Childress  
Rogers of Travis  
Secret  
Shireman  
Willis

Absent—Excused

Corbin  
Lane  
Strauss

Wagonseller  
Weinert

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

Holy Father, this is Thy world; we Thy tenants. All about us there are powers and principalities that would destroy us. Teach us that it is not by power nor by might, but by Thy spirit that the implements of war shall be beaten into plowshares; and the lion and the lamb lie down together in peace. We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

### Leaves of Absence

Senator Strauss was granted leave of absence for today on account of important business on motion of Senator Moffett.

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Hardeman.

Senator Corbin was granted leave of absence for today on account of important business on motion of Senator Moore.

### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 34, Granting the South Minerals Corporation permission to sue the State of Texas.

H. C. R. No. 35, Granting the El

Paso Natural Gas Company permission to bring suit against the State of Texas.

H. C. R. No. 41, Giving the United Gas Pipe Line Company the right to sue the State of Texas for gas gathering taxes paid to the State.

H. S. R. No. 174, Requesting the Senate to return House Bill No. 305 to the House for further consideration.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives.

#### Reports of Standing Committees

Senator Colson submitted the following reports:

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 309, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 148, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 194, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B.

No. 289, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Senator Hardeman submitted the following reports:

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 323, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 29, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 482, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 31, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 311, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
March 10, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 355, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas  
March 10, 1955

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 377, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HARDEMAN, Chairman

Austin, Texas  
March 10, 1955

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 29, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HARDEMAN, Chairman

Senator Corbin submitted the following report:

Austin, Texas  
March 10, 1955

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 315, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CORBIN, Chairman

Senator Fly submitted the following report:

Austin, Texas  
March 10, 1955

Hon. Ben Ramsey, President of the Senate.

Sir, We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 298, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

FLY, Chairman

### Senate Resolution 103

Senator Colson offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the following members of the Freshman Class of the Normangee High School, Normangee, Texas:

Misses Glynda Cozart, Normangee, Texas; Carolyn Archer, Flynn, Texas; Sara Beth Wright, Normangee, Texas; Barbara Williams, Route 1, Wheelock, Texas; Pat Manning, Route 2, Normangee, Texas; Celia Shannon, Normangee, Texas; Bonnie Hodges, Flynn, Texas; Jo Wilson, Normangee, Texas; Margaret Musgrove, Normangee, Texas.

Messrs. Derrell Martin, Normangee, Texas; Eugene Newsom, Flynn, Texas; Leon Hudson, Normangee, Texas; Mack Lanham, Normangee, Texas; James Douthitt, Flynn, Texas; David Plagens, Normangee, Texas; Jerry Gustavus, Normangee, Texas; Edward Lagravie, Normangee, Texas; Monie Joe Miller, Normangee, Texas; Laddie May, Normangee, Texas; Coye Mac Williams, Normangee, Texas; Jerry Shannon, Normangee, Texas; Jimmy Haire, Box 186, Normangee, Texas, accompanied by their teacher, Miss Lynn Hardy, Normangee, Texas, and their sponsors, Mrs. Myrtle Wilson and Mrs. Bessie Chambless of Normangee, Texas; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal

of the Senate, be mailed to each of them in recognition of their visit.

The resolution was read and was adopted.

Senator Colson, by unanimous consent, presented the students, teachers and sponsors to the Members of the Senate.

#### Senate Resolution 104

Senator Shireman offered the following resolution:

Whereas, We are honored today to have in the gallery the following students from the sixth grade class of Robert T. Wilson Elementary School of Corpus Christi, Texas:

Bill Adams, Mike Blackwood, Randy Brich, Glenn Doughty, Jack Hartman, Randy Jones, Ronnie Liedecker, Sonny Magee, Richard Melms, Mike Peery, E. A. Poynor, Jon Prince, Brian Reeves, Frank Seale, Walton J. Tabler, Marcia Wasserman, Glenda Ann Waters, Eve Woods, Ana Virginis, Marilynn Ver Milyea, Nancy Rosenberg, Kay Ellen Porter, Sandra Mendlowitz, Sharon Glasscock, Sandra Garrett, Betsy Creveling, Elizabeth Conolly, Eleanor Chambers, Marianne Berryman, Anne Ahern, who are accompanied by their teacher, Mrs. Paul E. McLean, and the following parents:

Dr. and Mrs. Lee Blackwood, Mr. and Mrs. Woodrow Glasscock, Mrs. Wesley Seale, Mr. Tyson Woods; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens, is here to observe and learn firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Shireman, by unanimous consent, presented the students, the teacher and sponsor to the Members of the Senate.

#### Senate Resolution 105

Senator Kelley offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Honorable Lloyd M. Bentsen, Jr., of McAllen, Texas; and

Whereas, Mr. Bentsen is an outstanding citizen of Texas and rendered a distinguished service to the State as a member of Congress from the Fifteenth Congressional District for six years; and

Whereas, the Senate is honored to have Mr. Bentsen as our guest today; now, therefore, be it

Resolved, that the Honorable Lloyd M. Bentsen, Jr. be recognized by the Senate of Texas; that he be extended the official welcome of the Senate and the privileges of the floor for today; and that he be invited to address the Senate.

The resolution was read and was adopted.

The President Pro Tempore appointed Senators Kelley, Lock, and Bracewell to escort the Honorable Lloyd Bentsen to the President's rostrum.

The President Pro Tempore presented Senator Kelley and he introduced Mr. Bentsen to the Senate.

Mr. Bentsen then addressed the Senate expressing appreciation for the privilege of being here and commending the Senators for the work they do.

#### Presentation of Guests

The President Pro Tempore (Senator Martin) presented as guests of the Senate today Mr. J. Webb Stolenwerck, County Attorney, Mr. H. E. Posey and Mr. Fred Fletcher of Hillsboro.

#### Presentation of Guests

Senator Secrest, by unanimous consent, presented Miss Mary Lynn Stewart, his office secretary, and Mr. Jimmie Bludworth of Temple to the Members of the Senate.

#### Senate Resolution 106

Senator Moffett offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Messrs. Douglas Myers, Frank Oman, Bailey Guess, Neal Mathison and Preston Weinert, all of Weinert, Texas; and

Whereas, We desire to welcome these distinguished visitors to the

Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

#### Senate Bills on First Reading

The following Senate Bills were introduced, read first time and referred to the committees indicated:

By Senator Rogers of Childress:

S. B. No. 330, A bill to be entitled "An Act concerning the healing art of Naturopathy, the licensing and regulation of the practice thereof and the licensing board; amending House Bill 69, Acts Fifty-first Legislature, Regular Session, 1949, Chapter 480; amending Article 740 of the Texas Penal Code of 1925 as amended; Article 4504 of the Revised Civil Statutes of 1925 as amended; and Sections 16 and 18 of House Bill Number 103, Acts Fifty-first Legislature, Regular Session, 1949, Chapter 95, as amended; repealing Sections 13a, 18a and 18b of House Bill Number 69, Acts Fifty-first Legislature, Regular Session, 1949, Chapter 480; repealing laws in conflict to the extent of conflict; providing for severability; and declaring an emergency."

To the Committee on Public Health.

By Senator Rogers of Travis:

S. B. No. 331, A bill to be entitled "An Act creating a Conservation District under Article XVI, Section 59, of the Constitution, comprising certain territory contained within Travis County, Texas, and is empowered to acquire, purchase, or construct sanitary and storm sewer system or systems and additions, extensions or improvements thereto and to acquire or purchase all equipment and facilities necessary therefor, and to develop, acquire, purchase, and contract for the purchase of necessary water to be used in connection therewith and to purchase or acquire all necessary lands, easements or rights-of-way for any and all the foregoing purposes; providing for a Board of Directors for the government of said District; authorizing the District to do all things necessary to accomplish the foregoing powers and purposes; provision for annexing and excluding lands and territory; making applicable to the District Title 52, Revised Civil

Statutes of Texas, as amended, relating to eminent domain and certain general laws relating to Water Control and Improvement Districts; provisions relating to construction contracts; authorizing the issuance of bonds and providing for the payment and security thereof; providing for ad valorem taxes; providing for the method of assessing, levying and collecting taxes and relative matters; providing for refunding bonds and manner of payment and security therefor; prescribing other powers of the District; authorizing certain contracts; provisions making bonds eligible investment; making certain laws applicable; provisions relating to tax liability of bonds and related matters; providing a savings clause; enacting other provisions related to this subject; providing for overlapping of District over certain city and districts; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Kelley:

S. B. No. 332, A bill to be entitled "An Act providing for the formation of corporations for the purpose of issuing variable annuity contracts of insurance; repealing all laws or parts of laws in conflict; and declaring an emergency."

To the Committee on Insurance.

By Senator Fly:

S. B. No. 333, A bill to be entitled "An Act regulating the practice of professional engineering in this State; amending Chapter 404, Acts of the 45th Legislature, Regular Session, 1937, which is codified as Article 3271a in Vernon's Texas Civil Statutes, revising certain provisions, deleting certain provisions, and adding certain provisions relating to the subject matter of the Act; and declaring an emergency."

To the Committee on State Affairs.

By Senator Parkhouse:

S. B. No. 334, A bill to be entitled "An Act defining and regulating the practice of practical nursing in this State; requiring all persons engaged in practical nursing to be licensed through the State Board of Health and requiring payment of certain license fees; prescribing the qualifications for licensees; providing for approval and licensing of schools of practical nursing and for payment of

fees for such licenses; making other provisions relative to issuance, renewal, suspension and revocation of licenses; prescribing certain offenses and fixing a penalty therefor; providing for severability; and declaring an emergency."

To the Committee on State Affairs.

By Senator Fly:

S. B. No. 335, A bill to be entitled "An Act amending Article 5366, Revised Civil Statutes, 1925; providing that development and operations upon areas included in Article 5353, Revised Civil Statutes, 1925, shall be done in such manner as to prevent pollution of water, destruction of fish, oysters and other marine life and obstruction of navigation, providing that the Commissioner of the General Land Office shall promulgate and enforce the necessary rules and regulations; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senator Secrest:

S. B. No. 336, A bill to be entitled "An Act amending Subsection 4 of Article 6602, Revised Civil Statutes of Texas, 1925, as amended, so as to authorize acknowledgements by spouse of members of the Armed Forces of the United States and Auxiliaries thereto before Commissioned Officers in the Armed Forces of the United States or in the Auxiliaries thereto; and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senators Aikin and Roberts:

S. B. No. 337, A bill to be entitled "An Act creating Sulphur River Municipal Water District, a conservation district under Article XVI, Section 59, of the Constitution, comprising the territory contained within the cities of Cooper, Commerce and Sulphur Springs, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; and for providing sewage disposal facilities as an aid to conservation of water; providing for the annexation of additional territory thereto; providing for a board of directors for the government of said district; authorizing the district to do all things necessary to make available for municipal and industrial uses, the water from the Cooper dam and reservoir, which has been recommended for con-

struction by the United State Government of South Sulphur River or from any other dams which may be constructed in lieu thereof, pursuant to such rights as the district may acquire in such reservoir, water from underground sources, and water it may obtain by purchase, lease and operation contracts with cities, persons, firms, corporations and public agencies of the United States Government; permitting sale of surplus water for irrigation purposes; authorizing the issuance of bonds and providing for the payment and security thereof; prescribing conditions under which cities may withdraw from the district; making applicable to the district Title 52 relating to eminent domain and certain general laws relating to water control and improvement districts; prescribing other powers of the district; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senator Aikin:

S. B. No. 338, A bill to be entitled "An Act relating to the annual minimum base salary of vocational teachers under the Foundation School Program Act; amending Article IV of the Foundation School Program Act by adding a new section providing for an increase in the minimum annual salary of vocational teachers conducting vocational programs in excess of nine months; and declaring an emergency."

To the Committee on Finance.

By Senators Hazlewood and Corbin:

S. B. No. 339, A bill to be entitled "An Act amending Senate Bill 126, passed at the 53rd Regular Session of the Legislature, 1953, providing that any contract between the United States Government, or any agency thereof, with the Canadian River Municipal Water Authority shall vest the Authority with absolute control over the release and use of waters stored for the benefit of the Authority subject to the payment of cost, if any, incurred by the United States, in the operation and maintenance of the project works; repealing all conflicting laws; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senator Hazlewood:

S. B. No. 340, A bill to be entitled

"An Act to empower all incorporated cities and towns, including all home rule cities to build, acquire, construct or purchase one or more automobile parking stations, lots, area, buildings or structures, and to encumber the incomes thereof and everything pertaining thereto, or any part thereof; prescribing the purposes for which such powers may be exercised, limiting the manner and effect of their exercise; prohibiting the encumbrance of parking stations, lots, area, buildings or structures, except for purchase money or to refund an existing indebtedness, except when authorized by a majority vote of the qualified voters of such city or town, and prohibiting the sale thereof except upon like authority; requiring the keeping of certain records of operations, incomes, expenses, maintenance and other charges by certain officers of such cities and towns, prescribing penalties for violation of these requirements, and permitting taxpayers and holders of indebtedness residing within the city or town to bring civil action in district court to enforce provisions of this law; providing that every contract, bond, note, or other evidence of indebtedness issued or included under this law shall contain a clause that the holder shall never have the right to demand payment out of any funds raised or to be raised by taxation, and providing for approval of bonds by the Attorney General and registration with the State Comptroller; providing for a board of trustees in certain instances and declaring the policy of the Act; declaring that projects financed under this law shall be self-liquidating and supported by charge other than taxation; repealing all laws or parts of laws in conflict herewith, and providing that this law shall take precedence over all conflicting city charter provisions; and declaring an emergency."

To the Committee on State Affairs.

By Senator Hazlewood:

S. B. No. 341, A bill to be entitled "An Act amending Section 6 of Article 6008, Revised Civil Statutes, 1925, as amended, relating to the promulgation of rules and regulations by the Railroad Commission of Texas, by adding thereto a new subsection to be known as subsection (8), authorizing the Railroad Commission to set minimum field prices for gas produced from certain fields in Texas when necessary to prevent or lessen

waste, including economic waste, or conditions conducive thereto, after notice and hearing; defining the term 'prices'; defining the term 'gathering' of gas; repealing all laws in conflict with the Act; providing a saving or severability clause; and declaring an emergency."

To the Committee on Oil and Gas and Conservation.

By Senator Latimer:

S. B. No. 342, A bill to be entitled "An Act amending Article II of Chapter 51, Acts of the 53rd Legislature, First Called Session, 1954, by adding a new section extending the duration of the Special 37th District Court and the Special Criminal District Court of Bexar County, making an appropriation for payment of salaries of the Judges of these courts for the next biennium ending August 31, 1958; and declaring an emergency."

To the Committee on Finance.

By Senator Latimer:

S. B. No. 343, A bill to be entitled "An Act amending Section 17 of Chapter 105, Acts of the 47th Legislature, 1941, relating to accumulation, investment, and disbursement of reserve retirement funds of pension systems for policemen, firemen and fire alarm operators in cities of 350,000 to 430,000 inhabitants; and declaring an emergency."

To the Committee on State Affairs.

By Senator Latimer:

S. B. No. 344, A bill to be entitled "An Act authorizing and directing the Board of Regents of The University of Texas to establish in Southwest Texas a Cancer Hospital and Substation of the M. D. Anderson Hospital and Tumor Institute; authorizing the Board to accept title to land, buildings, equipment and facilities donated for such hospital when furnished an abstract or other satisfactory certificate of title approved by the Attorney General; providing for conformance of such facilities to certain standards and that they be used for diagnosis, teaching, study, prevention and treatment of neoplastic and allied diseases under rules and regulations prescribed by the Board of Regents for M. D. Anderson Hospital and Tumor Institute; providing for a severability clause; and declaring an emergency."

To the Committee on State Affairs.

By Senator Owen:

S. B. No. 345, A bill to be entitled "An Act appropriating money for expenses of prosecution of State of Texas vs. State of New Mexico in the Supreme Court of the United States; and declaring an emergency."

To the Committee on Finance.

By Senator Martin:

S. B. No. 346, A bill to be entitled "An Act to amend Section 8 of Senate Bill 455, Acts of the Forty-seventh Legislature, Regular Session, so as to more clearly define the intent of the present law as it pertains to the growing and taking of minnows from the public fresh waters of Hamilton County, Texas; specifically exempting the owners of private ponds and tanks in Hamilton County from the provisions of said Act; repealing all laws and parts of laws in conflict; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Martin:

S. B. No. 347, A bill to be entitled "An Act relating to the method of selection of directors of certain water control and improvement districts, and validating bonds of such districts, and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senators Aikin and Bracewell:

S. B. No. 348, A bill to be entitled "An Act making an appropriation from the General Revenue Fund to the Texas Education Agency; and declaring an emergency."

To the Committee on Finance.

By Senator Fly:

S. B. No. 349, A bill to be entitled "An Act for the purpose of obtaining and maintaining additional library facilities for rural high school district or independant school district, now or hereafter organized, having boundaries embracing the entire area of a single county in this State, which county now has, or may hereafter have, an assessed valuation in excess of thirty million dollars (\$30,000,000), by authorizing Courts and Boards of Library Trustees; providing for transfer of title of limited lots of land by school boards to such trustees; providing terms, conditions and limitations; repealing general laws or parts there-

of in conflict herewith; and declaring an emergency."

To the Committee on Educational Affairs.

By Senator Moffett:

S. B. No. 350, A bill to be entitled "An Act establishing a State Senior College at Wichita Falls, Texas, accepting the assets and liabilities of Midwestern University and the Wichita Falls Junior College District, assuming the liabilities and maintaining the said institutions as first-class senior colleges."

To the Committee on State Affairs.

### Senate Resolution 107

Senator Secrest offered the following resolution:

Whereas, We are honored today to have in the gallery a group of 4-H Club members from Seaton, Bell County, Texas, accompanied by Mr. Connally Neal, County Superintendent of Bell County, Texas, Mrs. Selma Cannon, Mrs. Frank E. Hejl, Jr., Mr. Jerry Mikulas, and Mrs. Adolph Shenklin and Mr. Pechal, and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Secrest, by unanimous consent, presented the Club members and their sponsors to the Members of the Senate.

### Announcement

Senator Phillips announced to the Senate that the Girls Basketball Team of Angleton High School would be in the Capitol today and would visit the Senate.

### House Bill 305 Returned to House

The President Pro Tempore laid before the Senate the following resolution:



H. S. R. No. 174, Requesting the Senate to return House Bill No. 305 to the House for further consideration.

The resolution was read.

On motion of Senator Bracewell and by unanimous consent, the request was granted.

#### Bill Ordered Not Printed

On motion of Senator Kelley and by unanimous consent S. B. No. 298 was ordered not printed.

#### House Bill 74 on Second Reading

Senator Bracewell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 74 be taken up for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

#### Absent—Excused

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 74, A bill to be entitled "An Act authorizing and directing the Board of Directors of Texas Southern University to request the Secretaries of the Army, Navy, and Air Force and/or the Secretary of Defense of the United States to establish and maintain courses of training at said institution; and authorizing the Board of Directors to enter into contracts for such purposes; authorizing the Board of Directors to establish regulations as to credit toward degree requirements; providing the training shall not be required for

entrance or graduation; and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following committee amendment to the bill:

Amend House Bill 74, Section 1, by striking out the word "directed" and substituting the word "authorized."

The committee amendment was adopted.

Senator Bracewell offered the following committee amendment to the bill:

Amend the caption of House Bill 74 by striking out the word "directing" and substituting the word "authorizing."

The committee amendment was adopted.

The bill as amended was passed to third reading.

#### House Bill 74 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 74 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

#### Absent—Excused

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Bill 90 on Second Reading**

Senator Bracewell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 90 be taken up for consideration at this time.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 90, A bill to be entitled "An Act amending Section 1 of Chapter 144, H. B. 545, Acts 51st Leg., R. S., p. 265, so as to include a student health clinic in the enumeration of buildings, structures, equipment, and facilities, that the Board of Directors of Texas Southern University may be authorized and empowered to acquire, equip, and finance as provided in Chapter 144; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 90 on Third Reading**

Senator Bracewell moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 90 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Bracewell
Ashley	Colson

Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Latimer	of Childress
Lock	Rogers of Travis
Martin	Secrest
McDonald	Shireman
Moffett	Willis
Moore	

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Bill 68 on Second Reading**

Senator Ratliff moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 68 be taken up for consideration at this time.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 68, A bill to be entitled "An Act to define and regulate the activities of a 'Life Insurance Counselor'; to provide for the licensing thereof; to provide exceptions; to provide that contracts between a Life Insurance Counselor and any person,

firm or corporation shall be in writing for enforceability; to provide for partial invalidity; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 68 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 68 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

Absent—Excused

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 21 on Second Reading

Senator Rogers of Travis moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 21 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Aikin	Hazlewood
Ashley	Kazen
Bracewell	Kelley
Colson	Latimer
Fly	Martin
Fuller	McDonald
Hardeman	Moffett

Moore	Rogers
Owen	of Childress
Parkhouse	Rogers of Travis
Phillips	Secrest
Ratliff	Shireman
Roberts	Willis

Absent

Lock

Absent—Excused

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 21, A bill to be entitled "An Act authorizing the leasing of certain areas to the National Audubon Society for the purpose of propagating, protecting and conserving birds and bird life; re-enacting and amending Sections 1 and 2 of Senate Bill No. 42, Chapter 20, Page 32 of the General Laws of the First Called Session of the 37th Legislature, 1921, so as to extend the areas subject to lease; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 21 on Third Reading

Senator Rogers of Travis moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 21 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Bill 45 on Second Reading**

Senator Latimer moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 45 be taken up for consideration at this time.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Willis
McDonald	

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 45, A bill to be entitled "An Act to amend Article 57 of House Bill No. 6, Chapter 492, Acts Fifty-second Legislature, Regular Session, 1951, the Election Code of the State of Texas, to provide that the name of no candidate shall appear more than once upon the official ballot, except as a candidate for two (2) or more offices permitted by the Constitution to be held by the same person; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 45 on Third Reading**

Senator Latimer moved that Senate

Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 45 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—24**

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Martin	Willis
McDonald	

**Nays—1**

Parkhouse

**Absent**

Lock

**Absent—Excused**

Corbin	Wagonseller
Lane	Weinert
Strauss	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Record of Vote**

Senator Parkhouse asked to be recorded as voting "Nay" on the final passage of H. B. No. 45.

**Presentation of Guests**

Senator Fuller, by unanimous consent, presented for Senator Weinert students of the San Marcos Academy of San Marcos and teachers Mrs. Burnett and Mr. Jack Hunt to the Members of the Senate.

**Adjournment**

On motion of Senator Hardeman, the Senate at 11:47 o'clock a. m. adjourned until 10:30 o'clock a. m. on Monday, March 14, 1955.

**Record of Vote**

Senators Phillips and Willis asked to be recorded as voting "Nay" on the motion to adjourn.